



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
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May 12, 2000

Jerry North
Interstate Brick
9780 South 5200 West
West Jordan, Utah 84088-5625

Re: Approval of Release Request, Interstate Brick Company, Five Mile Pass, M/045/006, Tooele County, Utah

Dear Mr. North:

On February 2, 2000, we received your request to release Interstate Brick from reclamation obligations associated with an abandoned/pre-law 84 acre portion of the Five Mile Pass Project. Interstate Brick Company (IBC) plans to sell a portion of this property to another company who will use the pre-law pit(s) for a construction landfill operation.

On February 15, 2000, Tom Munson of my staff conducted a site inspection of the requested area. The area included Pit 3d; the major disturbance within the area requested for release. On February 23, 2000, we sent you a letter giving IBC two options to choose from to address our findings and concerns regarding your release request. In response to our letter, IBC chose option 1 and supplied aerial photos and a detail map showing this area was indeed a pre-law disturbance. One photo showed the disturbance on June 26, 1966, and the other photo showed the same area in 1978. These photos and detail map, as outlined, clearly demonstrate that this area is indeed pre-law. *Our February 15, 2000, inspection also confirmed that the limited mining activities conducted in this area by IBC since the effective date of the Mined Land Reclamation Act and Rules, have been satisfactorily reclaimed and can be released.*

Therefore, the requested 84 acre parcel, as shown on the Figure 1 Map and the aerial maps are hereby released from IBC's Five Mile Pass Project permitted area.

The Division continues to hold a \$123,100 surety for the remaining areas of the Five Mile Pass Mine. If you have any questions regarding this letter, please feel free to call me at (801) 538-5286 or Tom Munson at 538-5321.

Sincerely,

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

cc: John Blake, SITLA (ML28072)
Bob Pruitt III, 1850 Beneficial Life Tower, SLC 84111



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February 16, 2000

TO: Minerals File

FROM: Tom Munson, Senior Reclamation Specialist *TM*

RE: Site Inspection, Interstate Brick Company, Fivemile Pass Project, M/045/006, Tooele County, Utah

Date of Inspection: February 15, 2000
Time of Inspection: 10:00 a.m. - 12:00 noon
Conditions: Clear, cool
Participants: Jerry North, Interstate Brick Co.; Tom Munson, DOGM

Purpose of Inspection: To examine site in response to a request to release 84 acres of an abandoned portion of this mine site. The property is ^ging to be sold for a landfill.
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This inspection determined that the site could not be released at this time. The disturbances need to be reclaimed, i.e. pits, waste piles and access roads that were used by Interstate Brick. Any roads considered county roads or roads needed for ongoing mine related projects can be left unreclaimed, as long as they are identified as such, and a variance is granted for leaving the roads unreclaimed.

Operator thought the area was pre-law (prior to July 1, 1977). If so, an aerial photograph needs to be submitted to prove that the disturbances are indeed pre-law. Any disturbance post July 1, needs to be reclaimed.

The operator could formally transfer the permit to the new owner who would then, at a minimum, be required to reclaim all disturbances previously caused by Interstate Brick. The new owner would be required to submit a reclamation surety and RC to cover reclamation of these disturbances.

jb
cc: John Blake, SITLA (ML-28072)
Jerry North, Interstate Brick
M45-06-ins